

## UNITED STATES DISTRICT COURT

for the

Western District of Virginia

FEB 26 2019

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

United States of America

v.

RYAN O'NEAL PRESTON

Date of Previous Judgment: 11/28/2007

(Use Date of Last Amended Judgment if Applicable)

) Case No: 4:07cr00007-001  
) USM No: 13044-084  
) Defendant's Attorney**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 188 months is reduced to 151 months\*.

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**Previous Offense Level: 31Amended Offense Level: 29Criminal History Category: VICriminal History Category: VIPrevious Guideline Range: 188 to 235 monthsAmended Guideline Range: 151 to 188 months**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

The reduced sentence is within the amended guideline range.

The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

Other (explain):

**III. ADDITIONAL COMMENTS**

\*Defendant is sentenced to 151 months or time served, whichever is greater.

Except as provided above, all provisions of the judgment dated 11/28/2007 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 2/26/2019

*Jackson L. Kiser*  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

Hon. Jackson L. Kiser, Senior U.S. District Judge

Printed name and title